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*Attorneys for Plaintiff Dustin Gormley*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

DUSTIN GORMLEY, individually and on  
behalf of all others similarly situated,

Plaintiffs,

v.

NIKE, INC., an Oregon corporation,

Defendant.

Coordinated Case No. 11-cv-00893-SI

**JOINT STIPULATION OF  
DISMISSAL WITH PREJUDICE OF  
PLAINTIFF DUSTIN GORMLEY'S  
INDIVIDUAL CLAIMS**

Hon. Susan Illston  
Courtroom 10, 19<sup>th</sup> Floor

ERIKA MCCARTNEY, on behalf of herself  
and all others similarly situated,

Plaintiff,

v.

NIKE, Inc., an Oregon corporation; and  
DOES 2 through 20,

Defendants.

Case No. 11-cv-01588-SI

KRISTEN L. HARTMAN, an individual, on  
behalf of herself and all others similarly  
situated,

Plaintiff,

Case No. 11-cv-02451 SI

1  
2 v.

3 NIKE USA, INC., an Oregon Corporation;  
4 NIKE RETAIL SERVICES, INC., an Oregon  
Corporation, and DOES 1 through 50,  
inclusive,

5 Defendants.

6  
7 Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, Plaintiff Dustin  
8 Gormley and defendant Nike Retail Services, Inc. ("Nike") (collectively with Mr. Gormley,  
9 "Parties"), by and through their respective counsel, hereby stipulate and agree that all of Mr.  
10 Gormley's individual claims against Nike in the above entitled action are hereby dismissed *with*  
11 *prejudice*.

12 No Court order is necessary to effectuate dismissal because this stipulation is signed by  
13 the parties who have appeared in Mr. Gormley's action (namely, Mr. Gormley and Nike), no  
14 class has been certified under Fed. R. Civ. P. 23, and this is not a derivative action under Fed. R.  
15 Civ. P. 23.1, an action relating to an unincorporated association under Fed. R. Civ. P. 23.2, or  
16 involving a receiver under Fed. R. Civ. P. 66. *See* Fed. R. Civ. P. 41(a)(1)(ii) ("Subject to Rules  
17 23(e), 23.1(c), and 66 and any applicable federal statute, the plaintiff may dismiss an action  
18 without a court order by filing: ... (ii) a stipulation of dismissal signed by all parties who have  
19 appeared.").

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21  
22 **IT IS SO STIPULATED.**

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1 Dated: April 22, 2014

COOLEY LLP  
MICHELLE C. DOOLIN  
BEATRIZ MEJIA  
MATTHEW M. BROWN

4 /s/

Michelle C. Doolin

Attorneys for Defendants  
NIKE, INC., NIKE USA, INC., and  
NIKE RETAIL SERVICES, INC.

8 Dated: April 22, 2014

HOFFMAN LIBENSON SAUNDERS & BARBA  
TIM HOFFMAN  
CHAD A. SAUNDERS

10 /s/

Chad A. Saunders

Attorneys for Plaintiff  
DUSTIN GORMLEY

14 **FILER'S ATTESTATION**

15 Pursuant to General Order No. 45, Section X, Subparagraph B, the undersigned attests that  
16 all parties have concurred in the filing of this Joint Stipulation and [Proposed] Order re  
17 Consolidation of Action and Consolidated Complaint.

19 Dated: April 22, 2014

HOFFMAN LIBENSON SAUNDERS & BARBA  
H. TIM HOFFMAN  
CHAD A. SAUNDERS

21 /s/ *Chad A. Saunders*

Chad A. Saunders

Attorneys for Plaintiff  
Dustin Gormley